

FILE COPY

STATE OF WISCONSIN  
BEFORE THE MEDICAL EXAMINING BOARD

---

IN THE MATTER OF  
THE INVESTIGATION OF

DAVID E. COLEMAN, M.D.,

Licensee

---

MEMORANDUM AND ORDER ON SETTLEMENT CONFERENCE

---

TO: David E. Coleman, M.D.  
1070 South Koeller Street  
Oshkosh, WI 54901

Pamela M. Stach  
Attorney at Law  
1400 East Washington Avenue  
P.O. Box 8935  
Madison, WI 53708

An informal settlement conference was conducted in the above-captioned matter before an informal settlement conference committee of the Medical Examining Board on February 18, 1992. The purpose of the conference was to provide interested parties with an opportunity to discuss allegations received pertaining to the practice of Dr. Coleman as a physician, and to attempt to reach a fair and consensual resolution of the matter.

The committee consisted of Clark O. Olsen, M.D., and James L. Esswein, M.D. Dr. Coleman appeared in person and without legal counsel. Others present included Wayne Austin, the board's legal counsel, and Pamela M. Stach, attorney for the Department of Regulation & Licensing, Division of Enforcement.

The parties orally presented their respective positions regarding the matter to the committee, and the committee deliberated on a possible disposition of the matter. The committee thereafter presented a proposed Stipulation for Dr. Coleman's

consideration, a copy of which is attached hereto and made a part hereof. The Stipulation was ultimately executed by Dr. Coleman, Ms. Stach and Ms. B. Ann Neviaser, board Secretary.

Based upon the proceedings at the conference, and upon the Stipulation of the parties, the board enters the following order.

ORDER

NOW, THEREFORE, IT IS ORDERED that based on the findings and conclusions in this case, as set forth in the Stipulation of the parties hereto, this matter shall be resolved as follows:

1. Dr. Coleman shall complete not less than 12 hours of continuing medical education satisfactory to the board on the subject of office biopsy procedures, including superficial anatomy.
2. Medical board investigation file #89 MED 664 shall be closed.

Dated this 13 day of <sup>May</sup>~~March~~, 1992.

STATE OF WISCONSIN  
MEDICAL EXAMINING BOARD

by B. Ann Neviaser  
B. Ann Neviaser  
Secretary

WRA:BDLS2:1568

STATE OF WISCONSIN  
BEFORE MEDICAL EXAMINING BOARD

IN THE MATTER OF  
THE INVESTIGATION OF

DAVID E. COLEMAN, M.D.,

Licensee

RECEIVED  
92 MAR 23 AM 9:02  
REGULATION & LICENSING

STIPULATION

David E. Coleman, M.D. (Dr. Coleman), and the Medical Examining Board (board), having reached agreement on disposition of the informal complaint identified as 89 MED 664, agree and stipulate as follows:

1. This Stipulation shall be made a part of a Memorandum and Order on Settlement Conference to be issued by the board, and all terms of the Stipulation shall be binding on Dr. Coleman as a part of the board's order.
2. This Stipulation and the board's order shall be placed in Dr. Coleman's permanent file, and may be used if there are further complaints against him.
3. Dr. Coleman is licensed to practice medicine and surgery in Wisconsin by license #25223, issued on July 1, 1983, and he practices at 1070 South Koeller, Oshkosh, Wisconsin.
4. Dr. Coleman first saw patient C.A. on July 12, 1983. At that time, Dr. Coleman was in a family practice residency program at Waukesha Memorial Hospital, Waukesha, Wisconsin. Dr. Coleman saw the patient on two other occasions between the first visit and June 4, 1984, for problems unrelated to this matter.
5. On June 4, 1984, Dr. Coleman saw patient C.A. for treatment of a sebaceous cyst on the left side of the patient's neck. The cyst had previously been drained and treated with antibiotics by a physician at the patient's place of employment. the patient complained of swelling, pain and a warm sensation at the site of the cyst in the days preceding the June 4, 1984, visit. On incision, Dr. Coleman found minimum drainage and reinfection, and he prescribed antibiotics.
7. Dr. Coleman next saw the patient on May 9, 1985, for treatment of the cyst. It was noted that the cyst was reinfected and antibiotics were prescribed. On May 15, 1985, the patient was seen by another physician at the clinic who again drained the cyst.

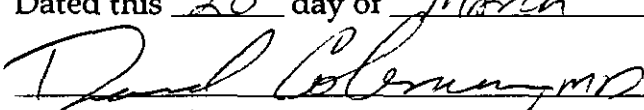
8. On May 23, 1985, Dr. Coleman discussed removal of the cyst with the patient, who returned on June 14, 1985 to have the procedure performed. At that time, Dr. Coleman discussed alternatives to surgical removal and of the various risks involved, including risks of scar formation, infection, bleeding and possible damage to the subcutaneous nerves in the area.

9 Dr. Coleman incised elliptically, dissected and ruptured the cyst, and removed the entire cyst wall. In grasping subcutaneous tissues with Adson forceps in the process of removing the cyst wall, the patient experienced an electrical sensation extending into his shoulder area. It is Dr. Coleman's conclusion that the supra clavicular nerve was traumatized at that time.

10. Following the procedure, patient C.A. complained of arm stiffness and pain. On August 28, 1985, the patient was seen by Steven Hammer, M.D., who prescribed physical therapy for tightness and limited abduction in the left shoulder.

11. Dr. Coleman agrees that in resolution of this matter, and as a condition of the board's closing its investigation into the matter, he shall complete not less than 12 hours of continuing medical education satisfactory to the board on the subject of office biopsy procedures, including superficial anatomy.

Dated this 20 day of March, 1992.

  
David E. Coleman, M.D.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1992.

\_\_\_\_\_  
Pamela M. Stach, Attorney, Division of Enforcement

Dated this 13 day of May, 1992.

STATE OF WISCONSIN MEDICAL EXAMINING BOARD

by B. Ann Neviasher  
B. Ann Neviasher, Secretary

WRA:BDLS2:1448